

Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

24 November 2004

Re: WCB Docket Nos. 01-338, 04-313

Dear Ms. Dortch:

On the afternoon of November 23, 2004, the undersigned, together with Jim Geiger and Julia Strow of Cbeyond, Jim Ackerhelm and Jake Jennings of NuVox, Rick Smith and Russ Merbeth of Eschelon, Paul Hobby of Alpheus, Susan Jin Davis and Praveen Goyal of Covad, and Thomas Jones of Willkie, Farr, and Gallagher, made an *ex parte* presentation in the above-referenced dockets to Chairman Michael Powell, Senior Legal Advisor Christopher Libertelli, and Wireline Competition Bureau Chief Jeff Carlisle. In the course of the presentation, the parties discussed the importance of maintaining unbundled access to local loops and transport, including in particular DS-1 loops used to provide service to the small business marketplace. The parties also discussed the importance of ensuring that the Commission's order in the above-referenced docket consider what competitive alternatives are actually available to carriers seeking to serve small businesses. The discussion was consistent with arguments already set out in prior written submissions in this docket from the Association for Local Telecommunications Services (ALTS).

Respectfully submitted,

/s/ Jason Oxman

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